



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

LCC:ddj  
Docket No: 7111-99  
7 March 2000

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

[REDACTED]

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 7 March 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 5420 PERS 911 of 27 January 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure



**DEPARTMENT OF THE NAVY**

**NAVY PERSONNEL COMMAND**

**5720 INTEGRITY DRIVE**

**MILLINGTON TN 38055-0000**

5420

Pers-911

27 Jan 00

**MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF  
NAVAL RECORDS**

Via: BCNR Coordinator (PERS-00ZCB)

Subj: REQUEST FOR COMMENTS AND RECOMMENDATIONS ICO  
[REDACTED]

Encl: (1) BCNR memo 5420 Pers-00ZCB of 21 Jan 00  
(2) Statement of Service

1. Enclosure (1) is returned as requested with the following comments and recommendations concerning [REDACTED] petition to credit him for Naval Reserve service from his separation from active duty on 21 July 1990 until appointment in the Air National Guard on 8 January 1994. Enclosure (2) lists Major [REDACTED] service in the U.S. Navy. Regretfully, based on the information in Major Edsall's petition and our research as described below we do not support his request.

2. To be eligible for credit for any service Major [REDACTED] must have held an appointment in the Naval Reserve. A Naval Reserve Oath of Office would have been required for a reserve appointment when [REDACTED] resigned his regular commission. [REDACTED] Navy record does not contain a copy of a Naval Reserve Oath of Office nor did he provide one in his petition. Liaison with the office that prepares the document reveals that they did not prepare a Naval Reserve Oath of Office for [REDACTED] upon his separation from active duty. Based on the above it is our opinion that after his separation from active duty [REDACTED] held no status in the Naval Reserve.

3. Point of contact in this matter is Ms [REDACTED] at DSN 882-4491 or commercial (901) 874-4491.

C. B. LAPORTE

Director, Naval Reserve Personnel  
Administration Division

Name: [REDACTED] 09  
 SSN: [REDACTED] Designator: 1390 Date of Report: 01/27/00

Statement of Service

		Inactive	Active	Training	Subtotals		
					Active	Inactive	
USNR-E	6	04/23/81 08/30/81				0	4 8
USNR-E		08/31/81 12/10/81 DISCHARGE			0	3 10	
USNR-O		12/11/81 02/13/83 AUGMENT			1	2 3	
USN-O		02/14/83 07/21/90 RESIGN			7	5 8	
DATE OF BIRTH:		PEBD:		ADSD:			
10/22/57		04/23/81		08/31/81			
ACBD:		PSD:		ELIGIBLE TO RETIRE:			
12/11/81				2018			
DGAD:		PREV. MIL. SERV.	BRANCH:		YEAR BEGAN:		MOS.
12/11/81			N		1981		3
AVIATION COMMISSION DATE			HIGHEST GRADE		OVER 4 YEARS A-E		
12/11/81			LT				

This statement supersedes all prior statements of service

Examiner: K